

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Mark G. Fleischhacker  
Serial No. : 09/770,342  
Filing Date : January 26, 2001  
For : Non-Metallic Guidewire  
Confirmation No. : 6291  
Group Unit : 3736  
Examiner : Foreman, Jonathan M.  
Customer No. : 56080

## CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that, on the date shown below, this correspondence is being transmitted to the Commissioner for Patents via the USPTO Electronic Filing System (EFS).

Date: 9-18-2007

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SECOND AMENDMENT AND RESPONSE UNDER 37 C.F.R. §1.116;****SUMMARY OF THE 02/21/2007 INTERVIEW;****SUMMARY OF THE 09/18/07 INTERVIEW**

Dear Sir:

## INTRODUCTORY COMMENTS

This is a Second Amendment and Response Under Rule 116 to the Office Action mailed March 29, 2007. It is, in substance, resubmission of the Amendment and Response under 37 C.F.R. §1.116 filed on May 29, 2007. Resubmission of the May 29, 2007 Amendment was discussed and agreed to in a telephonic interview with Examiners Hindenberg and Foreman on 9/18/07. It was further discussed and agreed during the 9/18/07 interview that this Rule 116 Amendment would be entered and a substantive Office Action would be rendered shortly thereafter. It should be understood, therefore, that the language of much of the rest of this paper (e.g., see the next paragraph) only contemplates the 3/29/2007 Office Action.

It is also to supplement the present file history with additional comments relating to the Examiner's Interview Summary, mailed March 8, 2007, reflecting the in-person interview

between the undersigned and Mr. William Whealon on February 21, 2007 (hereafter "the Interview"). The substance of the 9/18/07 Foreman/Hindenberg Interview is also confirmed.

The **Amendments to the Claims** begin on **page 3**. The Amendments to the Claims are made without prejudice to Applicant's right to further prosecute claims of similar scope.

**Remarks** begin on **page 5**.